

**COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT***A Tradition of Service*

DATE: May 15, 2014

FILE NO:

OFFICE CORRESPONDENCE**FROM:**
**STEPHEN B. JOHNSON, COMMANDER
CUSTODY SERVICES DIVISION
SPECIALIZED PROGRAMS****TO: ALICIA E. AULT, CAPTAIN
INTERNAL AFFAIRS BUREAU****SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS**

Case Number: SH2324672

Incident: Hit Shooting

Incident Date: November 9, 2012

Unit: Santa Clarita Valley Station

Suspect: Steven A. Bowman, MW/05-01-52

Involved Employees: Deputy Anthony Hawkins, # [REDACTED]
Deputy Ethan Marquez, # [REDACTED]
Deputy Scott Woods, # [REDACTED]
Deputy Yesenia Haupu (Guzman), # [REDACTED]
Deputy James Peterson, # [REDACTED]
Deputy James Blake, # [REDACTED]
Deputy Michael Deegan, # [REDACTED]
Deputy Michael Perry, # [REDACTED]
Reserve Deputy John Hutak, # [REDACTED]
Sergeant Richard Nagler, # [REDACTED]
Sergeant Richard Peacock, # [REDACTED]

EFRC Date: May 13, 2014

The Executive Force Review Committee (EFRC) consisting of Commanders Stephen Johnson, David Halm, and Ray Leyva met and reviewed the above case.

FORCE POLICY RELATING TO INCIDENT:

Law Enforcement officers may use deadly force in self-defense or in the defense of others only when they reasonably believe death or serious physical injury is about to be inflicted upon themselves or others.

FINDINGS:

On Friday, November 9, 2012, at approximately 0915 hours, Santa Clarita Valley Station deputies received a call of an "armed bank robbery just occurred" at the Bank of America located at 26811 Bouquet Canyon Road in Saugus, California. Suspect Bowman displayed a semi-automatic firearm and demanded money from a teller. The teller handed over approximately \$1,600 and was able to slip a dye pack between the stack of bills. The dye pack exploded in the bank parking lot as Suspect Bowman escaped in a gray Chevy Suburban.

With the assistance of civilian witnesses, deputies located Suspect Bowman in the Chevy Suburban. Deputies became aware that the registration for the Suburban returned to a local address in Agua Dulce, California. Fearing that Suspect Bowman may drive to that address and possibly barricade himself, Deputies Ethan Marquez, Anthony Hawkins, and Yesenia Haupu (Guzman) attempted to conduct a felony traffic stop. Suspect Bowman refused to yield, forcing the deputies to initiate a vehicle pursuit.

The vehicle pursuit went northbound on the 14 freeway, and along the way, Palmdale and Lancaster units deployed three spike strips. The final spike strip effectively punctured the Suburban's front left tire, causing Suspect Bowman to exit the freeway at Avenue H in Lancaster, California. During the pursuit, Suspect Bowman threw red stained and burnt bank money out of his vehicle. Suspect Bowman eventually drove into a residential neighborhood and became trapped on Desert Springs Drive, a cul-de-sac. Suspect Bowman made a U-turn and stopped his vehicle southbound, facing several patrol cars. Suspect Bowman exited his vehicle and then got back into the vehicle, refusing to comply with commands to surrender.

Sergeants Richard Nagler and Daniel Peacock ordered the use of stun bags. Deputies Scott Woods and Devin Freeman fired stun bag rounds breaking the passenger side mirror and front passenger side windows of the Suburban. The stun bag rounds or debris also appeared to have struck Suspect Bowman causing him to flinch. While sitting in the driver's seat, Suspect Bowman reached down and then raised his arm while pointing a handgun at deputies. Suspect Bowman fired one round through the windshield of the Suburban, striking a patrol car.

Fearing for their lives and the lives of their partners, seven Santa Clarita Valley Station deputies, two Lancaster Station deputies, and two Santa Clarita Valley Station sergeants returned fire. Suspect Bowman slumped over in the vehicle, and Sergeants Nagler and Peacock ordered deputies to cease fire. Approximately one to two seconds later, Suspect Bowman sat upright and

again pointed his firearm at the deputies. Again, fearing for their lives, several deputies fired into the Suburban. Suspect Bowman slumped over a second time. A team of deputies approached Suspect Bowman to ascertain his status and to clear the Suburban.

Suspect Bowman sustained 7 gunshots to his head and upper torso. Paramedics pronounced Suspect Bowman deceased at 1024 hours.

A Kimber model, .45 caliber semi-automatic pistol was recovered near Suspect Bowman. It was loaded with seven rounds. Four loaded magazines were recovered in Suspect Bowman's rear pants pocket. A SigArms model, GSR Revolution 1911, .45 caliber semi-automatic pistol was recovered from the center console of the Suburban. The safety was in the "off" position, one round was in the chamber, and it was loaded with eight live rounds. A FNH model Five/Seven, 5.7 x 20mm caliber semi-automatic pistol was recovered atop the front passenger seat of the vehicle. The pistol's safety was in the "on" position, there was one live round in the chamber, and it was loaded with 20 live rounds. A Benelli model M-4, 12-Gauge shotgun was also recovered inside the cargo area of the vehicle. Additionally, there was a large amount of various types of ammunition located in the vehicle.

The EFRC determined the force used against the suspect was within Department policy. They also determined the tactics used were within Department policy.

RECOMMENDATIONS:

The EFRC recommended the unit commander, Captain Roosevelt Johnson, conduct a tactical debriefing with all involved personnel regarding the unique circumstances of this incident. The tactical debriefing is to include pursuit management, allocation of resources, managing ride-alongs, use of specialized weapons (such as stun bag shotgun), barricaded suspect in vehicle situations, roll of the supervisor, and use of profanity over the public address system.

In addition, station training is to be conducted with the assistance of the Tactics and Survival Unit, regarding the handling of a barricaded suspect inside a vehicle.

SBJ:JER:jer

SH2324672

TABLE OF CONTENTS

VOLUME 2 OF 2

Exhibits:

- A- Homicide Bureau's Investigative Case Book
- B- Vehicle Pursuit Package w/CD submitted by Santa Clarita Station
- C- Crime Scene Colored Sketches, (4) Cd's containing bank robbery crime scene pictures, Homicide Bureau interviews and iPad video from Witness [REDACTED] (3) DVD's containing additional pictures from the Crime Lab.
- D- Crime scene pictures signed by all personnel interviewed by IAB, depicting their locations during the shooting.
- E- (2) CD's containing video footage from K-Cal 9 news & You-Tube video from [REDACTED] (1) CD containing cellular phone video from Witness [REDACTED] (1) CD containing IAB interviews.

Miscellaneous Documents

Copy of The District Attorney's Letter of Opinion, Administrative Rights/Shooting/Force Forms for all personnel interview by IAB.

Los Angeles County Sheriff's Department

Officer Involved Shooting

Page 1 of 8

Report Date: 04/27/14		Bureau/Station/Facility: Santa Clarita Station		Admin. Invest? <input type="checkbox"/>	Hit? <input checked="" type="checkbox"/>
Incident Information					
URN: 012-15843-0641-013		Date: 11/09/12		Time: 1012 hours	
City or Station: Lancaster area		Nature of Incident: The suspect was shot and killed after he committed a bank robbery, was involved in a vehicle pursuit and then fired a handgun at deputies.			
Location: Desert Springs Drive					
Location Type (check one or more): <input type="checkbox"/> Backyard <input type="checkbox"/> Beach <input type="checkbox"/> Business <input type="checkbox"/> Freeway <input type="checkbox"/> Industrial <input type="checkbox"/> Park <input type="checkbox"/> Parking Lot <input checked="" type="checkbox"/> Residence <input type="checkbox"/> Rural <input type="checkbox"/> School <input checked="" type="checkbox"/> Street Other:		Lighting (check only one): <input type="checkbox"/> Darkness <input checked="" type="checkbox"/> Daylight <input type="checkbox"/> Other <input type="checkbox"/> Street Lights Weather (circle only one): <input type="checkbox"/> Clear <input checked="" type="checkbox"/> Cloudy <input type="checkbox"/> Fog <input type="checkbox"/> Rain Distance:		Incident Type (check one or more): <input type="checkbox"/> Accidental <input checked="" type="checkbox"/> Armed Person <input checked="" type="checkbox"/> Fleeing Suspect <input type="checkbox"/> Foot Pursuit <input type="checkbox"/> Gun Take Away <input type="checkbox"/> Moving Vehicle <input type="checkbox"/> Sniper/Ambush <input type="checkbox"/> Staircase <input type="checkbox"/> Struggle Involved <input type="checkbox"/> Traffic Stop <input type="checkbox"/> Unarmed Person <input type="checkbox"/> Unintentional <input checked="" type="checkbox"/> Vehicle Pursuit <input type="checkbox"/> Warrant Service <input type="checkbox"/> Warning Shot Other:	
Initiated by (check only one): <input type="checkbox"/> Arrest Warrant <input checked="" type="checkbox"/> Call <input type="checkbox"/> Observation <input type="checkbox"/> One Person Unit <input type="checkbox"/> Other <input type="checkbox"/> Search Warrant <input type="checkbox"/> Two Person Unit		Prior Activity (check only one): <input type="checkbox"/> Detective <input type="checkbox"/> Inmate Transport <input type="checkbox"/> Other <input checked="" type="checkbox"/> Routine Patrol			
Total # of Shots Fired by Deputy 107		Total # of Shots Fired by Suspect 1		Aero Unit? <input type="checkbox"/> Canine Unit? <input type="checkbox"/>	
Employee Witnesses					
Employee #	Last Name	First Name	M.I.	ShiftTime (check only one):	ShiftType (check only one):
	Freeman	Devin	J.	<input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day	<input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty
Employee #	Last Name	First Name	M.I.	ShiftTime (check only one):	ShiftType (check only one):
				<input type="checkbox"/> EM <input type="checkbox"/> PM <input type="checkbox"/> Day	<input type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty
Employee #	Last Name	First Name	M.I.	ShiftTime (check only one):	ShiftType (check only one):
				<input type="checkbox"/> EM <input type="checkbox"/> PM <input type="checkbox"/> Day	<input type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty
Non-Employee Witnesses					
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
					N/A
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
				N/A	
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Supervisors					
Employee #	Last Name	First Name	M.I.	(check one or more):	
	Nagler	Richard	T.	<input checked="" type="checkbox"/> On Duty <input checked="" type="checkbox"/> Witness to shooting <input checked="" type="checkbox"/> Present during shooting <input type="checkbox"/> Involved in shooting	
Employee #	Last Name	First Name	M.I.	(check one or more):	
	Peacock	Daniel	L.	<input checked="" type="checkbox"/> On Duty <input checked="" type="checkbox"/> Witness to shooting <input checked="" type="checkbox"/> Present during shooting <input type="checkbox"/> Involved in shooting	
Watch Sergeant					
Employee #	Last Name	First Name	M.I.		
	Jensen	Thomas	M.		
Watch Commander					
Employee #	Last Name	First Name	M.I.		
	Hershey	Marcus	W.		

PSTD Use Only

SH # **2324672**

Los Angeles County Sheriff's Department

Page 2 of 8

[illegible]

Officer Involved Shooting Involved Employee Information

URN: 012-15843-0641-013

Page 3 of 8

Involved Employee									
E 1	Employee #	Last Name			First Name			M.I.	
		Hawkins			Anthony			J.	
	Sex: M	Race: W	Rank: Deputy		Unit Assignment: Santa Clarita		Work Assignment (Unit #, Module, etc.): 65		
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 6		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Raid Jacket w/ Vest		Other Factors:		
	Age: 601	Height: 190	Weight: 190		<input type="checkbox"/> Uniform no Vest <input checked="" type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:		Prior Shootings? <input type="checkbox"/>	Number of Prior Shootings: <input type="checkbox"/>	Directed Force: <input type="checkbox"/>		
	Weapons Fired Brand: Beretta		Caliber: 9mm	# Shots: 3	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		None		First Name		M.I.		
E 2	Employee #	Last Name			First Name			M.I.	
		Marquez			Ethan			T.	
	Sex: M	Race: H	Rank: Deputy		Unit Assignment: Santa Clarita		Work Assignment (Unit #, Module, etc.): 60H4		
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input type="checkbox"/> Day		ShiftType (circle only one): <input type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 6		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Raid Jacket w/ Vest		Other Factors:		
	Age: 511	Height: 195	Weight: 195		<input type="checkbox"/> Uniform no Vest <input checked="" type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:		Prior Shootings? <input type="checkbox"/>	Number of Prior Shootings: <input type="checkbox"/>	Directed Force: <input type="checkbox"/>		
	Weapons Fired Brand: Remington		Caliber: 12ga.	# Shots: 5	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		Last Name		First Name		M.I.		
E 3	Employee #	Last Name			First Name			M.I.	
		Woods			Scott			L.	
	Sex: M	Race: W	Rank: Deputy		Unit Assignment: Lancaster		Work Assignment (Unit #, Module, etc.): 117A		
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 8		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Raid Jacket w/ Vest		Other Factors:		
	Age: 510	Height: 170	Weight: 170		<input type="checkbox"/> Uniform no Vest <input checked="" type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:		Prior Shootings? <input type="checkbox"/>	Number of Prior Shootings: <input type="checkbox"/>	Directed Force: <input type="checkbox"/>		
	Weapons Fired Brand: S&W		Caliber: 9mm	# Shots: 15	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		Last Name		First Name		M.I.		

Officer Involved Shooting Involved Employee Information

URN: 012-15843-0641-013

Page 4 of 8

Involved Employee									
E 4	Employee #	Last Name			First Name			M.I.	
			Haupt (Guzman)			Yesenia		R.	
	Sex: F	Race: H	Rank: Deputy	Unit Assignment: Santa Clarita	Work Assignment (Unit #, Module, etc.): 65K				
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 6		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Uniform w/ Vest		Other Factors:		
	Age: 504		Height: 180						
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input type="checkbox"/>		Number of Prior Shootings: <input type="checkbox"/>
	Weapons Fired Brand: Beretta		Caliber: 9mm		# Shots: 15		Weapons Fired Brand:		Caliber: <input type="checkbox"/>
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			
E 5	Employee #	Last Name			First Name			M.I.	
			Hutak			John		nmn	
	Sex: M	Race: W	Rank: Reserve Deputy	Unit Assignment: Lancaster	Work Assignment (Unit #, Module, etc.): 119R				
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 8		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Uniform w/ Vest		Other Factors:		
	Age: 600		Height: 185						
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input type="checkbox"/>		Number of Prior Shootings: <input type="checkbox"/>
	Weapons Fired Brand: Beretta		Caliber: 9mm		# Shots: 6		Weapons Fired Brand:		Caliber: <input type="checkbox"/>
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			
E 6	Employee #	Last Name			First Name			M.I.	
			Peterson			James		B.	
	Sex: M	Race: W	Rank: Deputy	Unit Assignment: Santa Clarita	Work Assignment (Unit #, Module, etc.): 60H2				
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input type="checkbox"/> Day		ShiftType (circle only one): <input type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 10		Duty Time (hrs): hours		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Raid Jacket no Vest <input checked="" type="checkbox"/> Uniform w/ Vest		Other Factors:		
	Age: 602		Height: 265						
	Range Qualification Date:		PPC Qualification Date:		Laser Training Date:				
	Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>		Certification Unit:		Prior Shootings? <input type="checkbox"/>		Number of Prior Shootings: <input type="checkbox"/>
	Weapons Fired Brand: H&K USP		Caliber: 45		# Shots: 19		Weapons Fired Brand:		Caliber: <input type="checkbox"/>
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

Officer Involved Shooting Involved Employee Information

URN: 012-158-0641-013

Page 5 of 8

Involved Employee									
E 7	Employee #	Last Name		Blake		First Name		James R.	
	Sex: M	Race: W	Rank: Deputy	Unit Assignment: Santa Clarita		Work Assignment (Unit #, Module, etc.): Operations Deputy			
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 7		Duty Time (hrs):		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input checked="" type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		Other Factors:		
	Age:	Height: 507	Weight: 182		<input type="checkbox"/> Raid Jacket w/ Vest <input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:			PPC Qualification Date:			Laser Training Date:		
	Certified with Weapon Used?	Patrol Certification?	Certification Unit:		Prior Shootings?	Number of Prior Shootings:	Directed Force:		
	Weapons Fired Brand: S&W		Caliber: 9mm	# Shots: 9	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		Last Name		First Name		M.I.		
E 8	Employee #	Last Name		Deegan		First Name		Michael S.	
	Sex: M	Race: W	Rank: Deputy	Unit Assignment: Santa Clarita		Work Assignment (Unit #, Module, etc.): Detective			
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 7		Duty Time (hrs):		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		Other Factors:		
	Age:	Height: 600	Weight: 206		<input checked="" type="checkbox"/> Raid Jacket w/ Vest <input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:			PPC Qualification Date:			Laser Training Date:		
	Certified with Weapon Used?	Patrol Certification?	Certification Unit:		Prior Shootings?	Number of Prior Shootings:	Directed Force:		
	Weapons Fired Brand: Beretta		Caliber: 9mm	# Shots: 7	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		Last Name		First Name		M.I.		
E 9	Employee #	Last Name		Nagler		First Name		Richard T.	
	Sex: M	Race: W	Rank: Sergeant	Unit Assignment: Santa Clarita		Work Assignment (Unit #, Module, etc.): 60S			
	ShiftTime (circle only one): <input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		ShiftType (circle only one): <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>		Substance Used:		
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input checked="" type="checkbox"/>
	Hrs of sleep prior to shooting: 6		Duty Time (hrs):		Clothing (circle only one): <input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		Other Factors:		
	Age:	Height: 602	Weight: 240		<input checked="" type="checkbox"/> Uniform w/ Vest				
	Range Qualification Date:			PPC Qualification Date:			Laser Training Date:		
	Certified with Weapon Used?	Patrol Certification?	Certification Unit:		Prior Shootings?	Number of Prior Shootings:	Directed Force:		
	Weapons Fired Brand: Beretta		Caliber: 9mm	# Shots: 17	Weapons Fired Brand:		Caliber:	# Shots:	
	Field Training Officer Emp #		Last Name		First Name		M.I.		
	Field Training Officer Emp #		Last Name		First Name		M.I.		

Officer Involved Shooting Involved Employee Information

URN 012-158-0641-013

Page 6 of 8

Involved Employee									
E 10	Employee #	Last Name		Peacock		First Name		Daniel M. L.	
Sex	M	Race	W	Rank	Sergeant	Unit Assignment	Santa Clarita		
Work Assignment (Unit #, Module, etc.)		60FS							
Shift Time (circle only one)		Shift Type (circle only one)		Intoxication/Drug Usage?		Substance Used:			
<input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		<input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		<input type="checkbox"/>					
Hospital Admission?		Hospital Name:		Coroner Case?		Coroner Case #		Interviewed?	
<input type="checkbox"/>				<input type="checkbox"/>				<input checked="" type="checkbox"/>	
Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one)		Other Factors			
6		hours		<input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest					
Age		Height		Weight					
		511		190					
<input checked="" type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		<input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Uniform w/ Vest							
Range Qualification Date		PPC Qualification Date		Laser Training Date					
Certified with Weapon Used?		Patrol Certification?		Certification Unit		Prior Shootings?		Number of Prior Shootings	
<input type="checkbox"/>		<input type="checkbox"/>							
Weapons Fired Brand		Caliber		# Shots		Weapons Fired Brand		Caliber	
Beretta		9mm		10					
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

E 11	Employee #	Last Name		Perry		First Name		Michael M. E.	
Sex	M	Race	W	Rank	Deputy	Unit Assignment	Santa Clarita		
Work Assignment (Unit #, Module, etc.)		63D							
Shift Time (circle only one)		Shift Type (circle only one)		Intoxication/Drug Usage?		Substance Used:			
<input type="checkbox"/> EM <input type="checkbox"/> PM <input checked="" type="checkbox"/> Day		<input checked="" type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		<input type="checkbox"/>					
Hospital Admission?		Hospital Name:		Coroner Case?		Coroner Case #		Interviewed?	
<input type="checkbox"/>				<input type="checkbox"/>				<input checked="" type="checkbox"/>	
Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one)		Other Factors			
8		hours		<input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest					
Age		Height		Weight					
		604		250					
<input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		<input type="checkbox"/> Uniform no Vest <input checked="" type="checkbox"/> Uniform w/ Vest							
Range Qualification Date		PPC Qualification Date		Laser Training Date					
Certified with Weapon Used?		Patrol Certification?		Certification Unit		Prior Shootings?		Number of Prior Shootings	
<input type="checkbox"/>		<input type="checkbox"/>							
Weapons Fired Brand		Caliber		# Shots		Weapons Fired Brand		Caliber	
Beretta		9mm		1					
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

E	Employee #	Last Name				First Name		M.I.	
Sex		Race		Rank		Unit Assignment	Work Assignment (Unit #, Module, etc.)		
Shift Time (circle only one)		Shift Type (circle only one)		Intoxication/Drug Usage?		Substance Used:			
<input type="checkbox"/> EM <input type="checkbox"/> PM <input type="checkbox"/> Day		<input type="checkbox"/> Regular <input type="checkbox"/> Overtime <input type="checkbox"/> Off Duty		<input type="checkbox"/>					
Hospital Admission?		Hospital Name:		Coroner Case?		Coroner Case #		Interviewed?	
<input type="checkbox"/>				<input type="checkbox"/>				<input type="checkbox"/>	
Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one)		Other Factors			
				<input type="checkbox"/> Plain Clothes no Vest <input type="checkbox"/> Raid Jacket w/ Vest					
Age		Height		Weight					
<input type="checkbox"/> Plain Clothes w/ Vest <input type="checkbox"/> Raid Jacket no Vest		<input type="checkbox"/> Uniform no Vest <input type="checkbox"/> Uniform w/ Vest							
Range Qualification Date		PPC Qualification Date		Laser Training Date					
Certified with Weapon Used?		Patrol Certification?		Certification Unit		Prior Shootings?		Number of Prior Shootings	
<input type="checkbox"/>		<input type="checkbox"/>							
Weapons Fired Brand		Caliber		# Shots		Weapons Fired Brand		Caliber	
Field Training Officer Emp #		Last Name		First Name		M.I.			
Field Training Officer Emp #		Last Name		First Name		M.I.			

Officer Involved Shooting Suspect Information

URN 012-15843-0641-013

Page 7 of 8

Suspect Information																				
S 1	Last Name				Bowman				First Name		Steven		M.I.		A.					
	AKA Last Name				Bowman				First Name		Steve		M.I.							
	Sex		M		Race		W		Street Address				City		State & Zip Code					
	Work Phone				N/A				Home Phone				Social Security #				Driver's License #			
	Age		60		D.O.B.		05/01/52		Height		507		Weight		155		FBI #			
	Booking #				N/A				Primary Charge				N/A				Secondary Charge			
	Coroner Case?				<input checked="" type="checkbox"/>				Coroner Case #				2012-07358				Intoxication/Drug Usage?		<input type="checkbox"/>	
	Armed?				<input checked="" type="checkbox"/>				Apprehended?				<input checked="" type="checkbox"/>				Mental Illness?		<input type="checkbox"/>	
	Vehicle Make				Chevy				Model				Suburban				Year		2011	
S	Last Name								First Name				M.I.							
	AKA Last Name								First Name				M.I.							
	Sex				Race				Street Address				City		State & Zip Code					
	Work Phone								Home Phone				Social Security #				Driver's License #			
	Age				D.O.B.				Height				Weight				FBI #			
	Booking #								Primary Charge								Secondary Charge			
	Coroner Case?				<input type="checkbox"/>				Coroner Case #								Intoxication/Drug Usage?		<input type="checkbox"/>	
	Armed?				<input type="checkbox"/>				Apprehended?				<input type="checkbox"/>				Mental Illness?		<input type="checkbox"/>	
	Vehicle Make								Model								Year			
S	Last Name								First Name				M.I.							
	AKA Last Name								First Name				M.I.							
	Sex				Race				Street Address				City		State & Zip Code					
	Work Phone								Home Phone				Social Security #				Driver's License #			
	Age				D.O.B.				Height				Weight				FBI #			
	Booking #								Primary Charge								Secondary Charge			
	Coroner Case?				<input type="checkbox"/>				Coroner Case #								Intoxication/Drug Usage?		<input type="checkbox"/>	
	Armed?				<input type="checkbox"/>				Apprehended?				<input type="checkbox"/>				Mental Illness?		<input type="checkbox"/>	
	Vehicle Make								Model								Year			
S	Last Name								First Name				M.I.							
	AKA Last Name								First Name				M.I.							
	Sex				Race				Street Address				City		State & Zip Code					
	Work Phone								Home Phone				Social Security #				Driver's License #			
	Age				D.O.B.				Height				Weight				FBI #			
	Booking #								Primary Charge								Secondary Charge			
	Coroner Case?				<input type="checkbox"/>				Coroner Case #								Intoxication/Drug Usage?		<input type="checkbox"/>	
	Armed?				<input type="checkbox"/>				Apprehended?				<input type="checkbox"/>				Mental Illness?		<input type="checkbox"/>	
	Vehicle Make								Model								Year			

Relief Information				
Arrival Date	Arrival Time	Date Submitted	Date of Recommendation	
11/09/12	1130 hours	04/29/14		
Employee #	Last Name	First Name	M.I.	M
	Bracken	Sonja		
Employee #	Last Name	First Name	M.I.	A.
	Denison	Trent		
Employee #	Last Name	First Name	M.I.	L.
	Libertone	Patrick		

Method

(AW)	Arwen	(OV)	Other Weapon Vehicle
(BC)	Baton (Control)	(OB)	Other Weapon: Blunt Object
(BI)	Baton (Impact)	(OO)	Other Weapon: Other
(BF)	Bodily Fluids	(PK)	Personal Weapon: Feet/Leg (Kick)
(CN)	Canine	(PS)	Personal Weapon: Feet/Leg (Sweep)
(CR)	Carotid Restraint	(PH)	Personal Weapon (Hand/Arm)
(CH)	Choke Hold	(PP)	Personal Weapon (Push)
(CT)	Control Holds (Control Techniques)	(PO)	Personal Weapon (Other)
(TT)	Control Holds (Team Takedown)	(RS)	Resistance
(TD)	Control Holds (Takedown)	(CN)	Restraint Device (Capture Net)
(CE)	Chemical	(RH)	Restraint Device (Handcuffs)
(OC)	Chemical Agents (OC Spray)	(HB)	Restraint Device: Hobble (Legs Only)
(TG)	Chemical Agents (Tear Gas)	(TP)	Restraint Device: Hobble (TARP)
(EX)	Explosives	(RE)	Restraint Device: REACT Belt
(FH)	F rearm (Handgun)	(SP)	Sap
(FR)	F rearm (Rifle)	(SH)	Shield
(FS)	F rearm (Shotgun)	(SG)	37mm Stinger
(FO)	F rearm (Other)	(SB)	Sting Ball
(FB)	Flashbang	(ST)	Stun Bag
(FL)	Flashlight	(TR)	Taser
(OE)	Other Weapon: Edged	(UC)	Uncooperative

Type of Injury

(AB)	Abrasion
(BR)	Bruise
(BU)	Burn
(CP)	Complaint of Pain
(CO)	Concussion
(DH)	Death
(DI)	Dislocation
(DB)	Dog Bite
(FR)	Fractures
(GS)	Gunshot
(HB)	Human Bite
(LC)	Lacerations
(ND)	Nerve Damage
(OD)	Organ Damage
(PA)	Paralysis
(PW)	Puncture Wound
(SD)	Soft Tissue Damage
(ST)	Sprain/Twists
(UN)	Unconscious
(RM)	Refused Med Treatment
(NN)	NONE

Body Part Injured

(AD)	Abdomen
(AK)	Ankle
(AR)	Arm
(BK)	Back
(BT)	Buttocks
(CH)	Chest
(EL)	Elbow
(FA)	Face
(FE)	Feet
(FI)	Fingers
(GE)	Genitals
(GR)	Groin
(HD)	Hand
(HE)	Head
(HI)	Hip
(IN)	Internal
(KN)	Knees
(LE)	Leg
(NK)	Neck
(SH)	Shoulder
(WR)	Wrist

Brand

(AK)	AK-47	(JE)	Jennings	(SW)	Smith & Wesson
(BN)	Benelli	(LO)	Lorcin	(SR)	Sturm Ruger
(BR)	Beretta	(LU)	Luger	(SS)	SIG Sauer
(BW)	Browning	(MA)	Martin	(ST)	Sterling
(CH)	Charter Arms	(MO)	Mossberg	(TA)	Taurus
(CO)	Colt	(NC)	NCI aka SKS	(WE)	Weatherby
(DA)	Davis Industries	(NA)	North American	(VN)	Winchester
(GL)	Glock	(NO)	Norinco	(US)	US Government
(HA)	Hamington & Richardson	(RA)	Raven	(YY)	Handmade (Inmate)
(HI)	Hi Standard	(RM)	Remington	(XX)	Homemade (Non-Inmate)
(HK)	H & K	(RG)	RG	(ZZ)	Other Brand
(IT)	Ithaca	(RI)	RGI		

Caliber

(9)	9 mm	(24)	.243 caliber	(41)	410 gauge
(10)	10 mm	(25)	25 caliber	(44)	44 caliber
(12)	12 gauge	(30)	308 caliber	(45)	45 caliber
(20)	20 gauge	(35)	.357 caliber	(50)	50 mm
(21)	.22-250	(36)	30-60 caliber	(S.)	Slug
(22)	.22 caliber	(38)	38 caliber	(WWW)	Other caliber
(23)	.223 caliber	(40)	.40 caliber		

FORCE APPLIED (one code per block)[illegible]



**LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION**

JACKIE LACEY • District Attorney
SHARON J. MATSUMOTO • Chief Deputy District Attorney
JOSEPH P. ESPOSITO • Assistant District Attorney

SCOTT K. GOODWIN • Director

June 6, 2013

Captain Duane Harris
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

Re: J.S.I.D. File # 12-0742
L.A.S.D. File # 012-15843-0641-013

Dear Captain Harris:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the November 9, 2012, fatal shooting of Steven Bowman by Los Angeles County Sheriff's Department Sergeants Richard Nagler and Daniel Peacock and Deputies James Blake, Michael Deegan, Yesenia Haupu, Anthony Hawkins, John Hutak, Ethan Marquez, Michael Perry, James Peterson and Scott Woods. It is our conclusion that the sergeants and deputies acted in lawful self-defense and defense of others and in lawful pursuit of a fleeing felon.

The District Attorney's Command Center was notified of the shooting on November 9, 2012, at approximately 11:40 a.m. The District Attorney Response Team, comprised of Deputy District Attorney Deborah Delpont and District Attorney Senior Investigator [REDACTED] responded and was given a briefing and a walk-through of the scene.

The following analysis is based on reports prepared by the Los Angeles County Sheriff's Department (LASD), submitted to this office by Investigators Terry Bernstein and Angus Ferguson, LASD, Homicide Bureau. The sergeants and deputies provided voluntary statements which were considered as part of this analysis.

FACTUAL ANALYSIS

On November 9, 2012, at approximately 9:13 a.m., Steven Bowman committed an armed robbery at the Bank of America in the City of Saugus. Bowman demanded money from the teller while displaying a semiautomatic firearm. The teller handed over approximately \$1,400

and slipped a dye pack between the stack of bills. The dye pack exploded in the bank parking lot as Bowman escaped in a gray Chevy Suburban. Deputies responded to the location and were eventually directed to Bowman's vehicle by witnesses. Deputies attempted to initiate a felony traffic stop but Bowman refused to stop. A 40 mile, high speed vehicle pursuit ensued. While on the 14 freeway, deputies deployed multiple spike strips. Bowman's vehicle ran over a strip just before the Avenue H off ramp, causing his tire to fray. Bowman exited at Avenue H and continued to evade the 12 police vehicles that had joined the pursuit. As he fled, Bowman threw the red stained and burnt bank money out of his vehicle.

Bowman drove into a residential neighborhood and became trapped on a cul-de-sac. Bowman made a u-turn at the end of the street and came to a stop. Nine sheriff's vehicles were facing him in various positions.¹ Bowman exited the Suburban and stood behind the driver's door. Multiple orders to show his hands were given to Bowman. Bowman ignored them. Bowman reentered the Suburban and stared blankly out the window toward the deputies.

Sergeants Richard Nagler and Daniel Peacock ordered the use of non-lethal stun bags. The stun bags were deployed breaking the front and rear passenger windows. A round or debris appeared to strike Bowman causing him to flinch. Bowman reached down and then raised his arm pointing a gun at the deputies. Bowman immediately fired one round striking a patrol car. In fear for their lives, and the lives of their fellow deputies, the deputies returned fire.² Bowman slumped toward the driver's door and Nagler ordered everyone to cease fire. One to two seconds later, Bowman sat upright and pointed his firearm at the deputies for a second time. Again fearing for their lives, the deputies fired into the Suburban.

A group of deputies formed a team to approach the vehicle once Bowman was no longer moving. Sergeant Peacock observed a silver firearm lying between the driver's seat and door. The firearm fell out when the door was opened. Peacock caught the gun and placed it on the running board.

Los Angeles County Fire Department responded to the scene and declared Bowman dead at 10:24 a.m. An autopsy ascribed his death to multiple gunshot wounds.

Firearm Evidence

Bowman's firearm was a .45 caliber 'Kimber' Model CDPI semiautomatic loaded with seven rounds. Four loaded magazines were recovered in his rear pants pocket. In addition, a second loaded handgun was recovered from the center console of the Suburban, a shotgun was

¹ Bowman passed three patrol vehicles when he made a u-turn. Those cars came to a stop behind him and to the right side of the street.

² A Channel 9 news helicopter was at the scene of the deputy involved shooting. The video footage shows the right side view mirror being knocked from the Suburban, presumably from a stun bag round. Immediately thereafter, Bowman raises his right arm, points it toward the deputies, and fires one round out of the windshield. The deputies in the line of fire jump backwards and take cover behind their patrol vehicle. Deputies then fire multiple rounds in the direction of the Suburban. At this time, the camera zooms out and the incident is no longer visible.

recovered in the rear cargo area and a large amount of ammunition was located throughout the vehicle.

A .45 caliber cartridge case was recovered from the front passenger floor board of the Suburban. The cartridge case was consistent with ammunition recovered from the Kimber semiautomatic handgun.

Statement of [REDACTED]

[REDACTED] lives on the cul-de-sac where the shooting occurred. She looked out her front window and saw the Suburban drive down her street and make a u-turn. The vehicle came to a stop with police vehicles stopped in front of it. Deputies told the driver several times to "put his hands up." The driver never complied. [REDACTED] heard a popping noise that was not gunfire and saw objects striking the Suburban. Deputies again ordered the driver to raise his hands. [REDACTED] then heard one gunshot followed by a barrage of gun fire.

CONCLUSION

The use of deadly force in self-defense or in defense of another is justifiable if the person claiming the right actually and reasonably believed (1) that he or the person he was defending was in imminent danger of being killed or suffering great bodily injury, (2) that the immediate use of force was necessary to defend against that danger, and (3) that he used no more force than was reasonably necessary to defend against that danger. See *CALCRIM No. 505*.

Under California law, a peace officer is entitled to use deadly force to capture a dangerous person who has committed a felony. A dangerous person is defined as one who (a) poses a significant threat of death or serious bodily injury to the person attempting the apprehension or others, or (b) has committed a forcible and atrocious felony. Robbery is a forcible and atrocious felony as a matter of law. *People v. Ceballos* (1974) 12 Cal.3d 470, 478.

The evidence examined shows that Steven Bowman committed an armed bank robbery before leading deputies on a high speed pursuit. Bowman was subsequently cornered on a residential cul-de-sac by multiple sheriff vehicles. Despite multiple commands to show his hands and the use of non-lethal force, Bowman fired a semiautomatic firearm at the surrounding deputies. The deputies, in fear for their lives, responded with deadly force. In addition, the deputies were justified in using deadly force to apprehend a fleeing felon.

Captain Harris
June 6, 2013
Page 4 of 4

We find that Sergeants Nagler and Peacock and Deputies Blake, Deegan, Haupu, Hawkins, Hutak, Marquez, Perry, Peterson and Woods acted in lawful self-defense and defense of others when they used deadly force against Steven Bowman. We are therefore closing our file and will take no further action in this matter.

Very truly yours,

JACKIE LACEY
District Attorney

By *Deborah A. Delport*

DEBORAH A. DELPORT
Deputy District Attorney
(213) 974-3888

c: Sergeant Richard Nagler, # [REDACTED]
Sergeant Daniel Peacock, # [REDACTED]
Deputy James Blake, # [REDACTED]
Deputy Michael Deegan, # [REDACTED]
Deputy Yesenia Haupu, # [REDACTED]
Deputy Anthony Hawkins, # [REDACTED]
Reserve Deputy John Hutak, # [REDACTED]
Deputy Ethan Marquez, # [REDACTED]
Deputy Michael Perry, # [REDACTED]
Deputy James Peterson, # [REDACTED]
Deputy Scott Woods, # [REDACTED]